

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 **LARRY SMITH,**

12 Plaintiff,

13 v.

14 **R. DIAZ, et al.,**

15 Defendants.

16 Case No. 2:20-cv-00071 JAM DMC P

17 **ORDER GRANTING MOTION FOR  
AUTOMATIC SUBSTITUTION OF  
SECRETARY ALLISON AND  
DISMISSAL OF DEFENDANT DIAZ  
UNDER FRCP 25(D)**

18 Under Fed. Rule Civ. P. 25(d), Secretary K. Allison is substituted for (ret) Secretary R.  
19 Defendants' motion to substitute, ECF No. 36, is granted and Diaz is dismissed with  
20 prejudice from this action.

21 **IT IS SO ORDERED.**

22 Dated: September 30, 2021



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24 DENNIS M. COTA  
25 UNITED STATES MAGISTRATE JUDGE  
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